

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
NO. 3:07CV141-CH**

LOLITA MCKOY PEGRAM,

Plaintiff,

vs.

**MICHAEL J. ASTRUE,
COMMISSIONER OF SOCIAL
SECURITY,**

Defendants.

**ORDER OF DISMISSAL
FOR FAILURE TO PROSECUTE
FED. R. CIV. P. 4(m)**

THIS MATTER is before the Court on its own Motion and it appears that the Plaintiff filed her Complaint on March 30, 2007; that a Summons was issued the same day; that no return of service or waiver of service has been filed; that on June 18, 2008, the Clerk of Court served the Plaintiff a notice stating that this action would be dismissed unless she filed a return of service or took some other action to extend the time for service within 20 days; and that the Plaintiff has not responded to the notice, nor has she filed a return of service or otherwise taken any other action in prosecution of this action.

NOW THEREFORE, IT IS ORDERED that pursuant to Rule 4(m) of the Federal Rules of Civil Procedure, this matter is **DISMISSED WITHOUT PREJUDICE**.

SO ORDERED.

Signed: July 10, 2008



Graham C. Mullen
United States District Judge

